

**CITY COUNCIL OF THE CITY OF SAN DIEGO
CLOSED SESSION DOCKET
FOR
MONDAY, JUNE 19, 2006
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

NOTE: In accordance with the San Diego City Council Permanent Rule for Noticing and Conduct of Closed Session Meetings, adopted on February 28, 2005, a portion of the regular open meeting agenda of the City Council has been reserved for City Attorney comment, public comment, and City Council discussion of the content of this Closed Session Docket. **Public testimony for this Closed Session Agenda will be taken today during the 2:00 p.m. Council meeting.**

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

**CS-1 *Building Industry Association of San Diego County, Inc. v City of San Diego*
San Diego Superior Court Case No. GIC 817064**

DCA: D. Karlin

In this matter, the Building Industry Association of San Diego County, Inc., challenges the City of San Diego’s Inclusionary Affordable Housing Regulations [Ordinance], codified at Chapter 14, Article 2 of the San Diego Municipal Code [SDMC]. The Building Industry Association asserts various claims against the validity of the Ordinance, including claims the Ordinance’s waiver provision is insufficient under prevailing constitutional standards. In closed session, the City Attorney will update the City Council on the status of the litigation and discuss proposed amendments to the Ordinance.

**CS-2 *LA JOLLANS FOR CLEAN GOVERNMENT, INC., a California non-profit corporation, SALLY FULLER, an individual, and DONNA REICHERT, an individual, Plaintiffs, v. LA JOLLA COMMUNITY PLANNING ASSOCIATION, INC., a California non-profit corporation.*
San Diego Superior Court Case No. GIC 865370.**

This case was filed by the plaintiffs on May 4, 2006 alleging the La Jolla Community Planning Association violated and continues to violate the Brown Act and provisions of their bylaws. The La Jolla Community Planning Association is a City of San Diego recognized advisory board, and is governed by Council Policy 600-24. In closed session the Mayor and City Council will discuss litigation and may take action to indemnify or defend the La Jolla Community Planning Association.